

**AMENDMENTS TO THE CLAIMS**

1. (Currently Amended) A system for ensuring the recording of ~~purchased~~ programming, the system comprising:
  - a device by which a user places an order for ~~purchased~~ selected programming; and
  - a recording device controller connected through at least one communication medium to a recording device, the recording device controller ~~verifying that~~ determining whether the recording device is programmed to record the ~~purchased~~ selected programming and ~~the recording device controller canceling the order if it is~~ the recording device controller does not verify ~~verified~~ that the recording device is programmed to record the programming.
2. (Original) The system of claim 1, wherein the recording device is a digital video recorder.
3. (Currently Amended) The system of claim 1, wherein the at least one communication medium is a different medium than a transmit medium used to deliver the ~~purchased~~ selected programming.
4. (Currently Amended) The system of claim 1, further comprising a device which sends the order to a distributor of the ~~purchased~~ selected programming.
5. (Currently Amended) The system of claim 1, wherein the recording device controller sends the order to a distributor of ~~purchased~~ selected programming.
6. (Currently Amended) The system of claim 1, wherein the recording device controller instructs the recording device to record the ~~purchased~~ selected programming.
7. (Original) The system of claim 1, wherein the recording device controller notifies the user of a status of the order.

8. (Currently Amended) The system of claim 1, wherein the recording device cannot transfer the ~~purchased~~ selected programming to any other device.

9. (Currently Amended) A system for the delivery of programming, the system comprising:  
an order processor;  
a program source device; and  
a user recording device;  
the order processor executing instructions to:

receive ~~from a user~~ and process an order for a program,  
communicate ~~commands~~ with the user recording device,  
determine whether a user recording device is able to record the program,  
communicate ~~commands~~ with the program server, and  
store user data;

the program source device executing instructions to:

communicate ~~commands~~ with the order processor,  
send a program to the user recording device, and  
authorize the receiving of the program by the user recording device; and

the user recording device executing instructions to:

communicate ~~commands~~ with the order processor,  
receive the program from the program service device, and  
record the program.; wherein:

if the user recording device is unable to record the program, the order processor cancels the order.

10. (Original) The system of claim 9, the user recording device further executing instructions to confirm its ability to receive and/or record the program.

11. (Withdrawn) The system of claim 9, further comprising:

a stream assembly device;

the stream assembly device executing instructions to:

- select programs for a programming stream based on predetermined criteria,
- create the programming stream,
- create a programming schedule for the programming stream,
- encrypt the programming stream,
- transmit the encrypted programming stream, and
- transmit the programming schedule.

12. (Withdrawn) The system of claim 11, further comprising:

the user recording device further executing instructions to:

- receive the encrypted programming stream;
- receive the programming schedule; and
- decrypt the encrypted programming stream.

13. (Withdrawn) The system of claim 11, further comprising:

the user recording device further executing instructions to:

- receive the encrypted programming stream;
- receive the programming schedule; and
- decrypt a portion of the programming stream containing the program included in the order.

14. (Currently Amended) A system for the delivery of programming, the system comprising:

an order processor; and

a program source device;

the order processor executing instructions to:

- receive ~~from a user~~ and process an order for a program,
- communicate ~~commands~~ with a user recording device, including confirming an ability or inability of the user recording device to record the program,
- communicate ~~commands~~ with the program ~~server~~ source device,

- store user data, ~~and~~  
instruct the user recording device to record the program; ~~and~~  
if the order processor is unable to confirm the ability of the user recording device to  
record the program, canceling the order for the program;  
the program source device executing instructions to:  
communicate ~~commands~~ with the order processor,  
send a the program to the user recording device, and  
authorize the receiving of the program by the user recording device.
15. (Withdrawn) The system of claim 14, further comprising:  
a stream assembly device;  
the stream assembly device executing instructions to:  
select programs for a programming stream based on predetermined criteria,  
create the programming stream,  
create a programming schedule for the programming stream,  
encrypt the programming stream,  
transmit the encrypted programming stream,  
transmit the programming schedule.
16. (Currently Amended) A system for the delivery of programming, the system comprising:  
a user recording device executing instructions to:  
communicate ~~commands~~ with a program controller,  
communicate an ability or inability to record a program,  
receive a the program from a program service device, and  
record the program pursuant to a command from the program controller.
17. (Withdrawn) The system of claim 15, further comprising:  
the user recording device further executing instructions to:  
receive an encrypted programming stream;

decrypt a portion of the encrypted programming stream; and  
record at least part of the decrypted portion of the program stream pursuant  
to a command from the program controller.

18. (Currently Amended) The system of claims 16-~~or 17~~, wherein the program is received from the program service device along the same medium as the commands are communicated with the program controller.

19. (Withdrawn) A method for producing an encrypted programming stream, the method comprising:

receiving program orders;  
selecting programs based on the program orders;  
assembling the selected programs into a sequential stream of programming; and  
encrypting the sequential stream.

20. (Withdrawn) The method of claim 19, further comprising publishing a schedule of the programs contained in the sequential stream.

21. (Withdrawn) The method of claim 20, wherein the publishing is electronic.

22. (Withdrawn) The method of claims 19 or 21, wherein the publishing is over the Internet.

23. (Currently Amended) A system for ~~recording purchased~~ the delivery of programming, the system comprising:

a recording device that performs actions comprising:  
receiving ~~purchased~~ selected programming,  
recording ~~purchased~~ selected programming, and  
communicating instructions with a programming delivery mechanism; ~~and~~  
communicating an ability or inability to record the selected programming; and

the programming delivery mechanism that performs actions comprising:  
receiving at least one order for ~~purchased~~ selected programming,  
communicating instructions with the recording device, and, if the recording device is  
able to record the selected programming:  
sending ~~purchased~~ the selected programming, and  
~~communicating instructions with the recording device, and~~  
instructing the recording device to record the ~~purchased~~ selected  
programming.

24. (Currently Amended) The system of claim 23, wherein the actions performed by the programming delivery mechanism further comprise encoding the ~~purchased~~ selected programming.

25. (Currently Amended) The system of claim 23 or 24, wherein the actions performed by the recording device further comprise decoding the ~~purchased~~ selected programming.

26. (Currently Amended) The system of claim 23 or 24, further comprising:  
a decoding device that performs actions comprising:  
decoding the ~~purchased~~ selected programming; and  
sending the decoded ~~purchased~~ selected programming to the recording device.

27. (Currently Amended) A system for ensuring the recording of ~~purchased~~ programming, the system comprising:  
a programming delivery mechanism that performs actions comprising:  
receiving an order ~~for purchased~~ to purchase selected programming;  
communicating instructions with a recording device;  
instructing the recording device to record the ~~purchased~~ selected programming; and  
verifying that the recording device is programmed to record the ~~purchased~~ selected programming; and

if the recording device is not programmed to record the selected programming,  
canceling the order.

28. (Currently Amended) The system of claim 27, wherein the actions performed by the programming delivery mechanism further comprise:

if the recording device is not programmed to record the ~~purchased~~ selected programming perform one or more of the following functions:

~~cancel the order;~~

send a notification that the order was cancelled;

reschedule the order; and

instruct the recording device to record the ~~purchased~~ selected programming according to the rescheduled order.

29. (Currently Amended) The system of claim 27 or 28, wherein the actions performed by the programming delivery mechanism further comprise sending the ~~purchased~~ selected programming to the recording device.

30. (Currently Amended) The system of claim 29, wherein the actions performed by the programming delivery mechanism further comprise encoding the ~~purchased~~ selected programming.

31. (Currently Amended) A system for ensuring the recording of ~~purchased~~ programming, the system comprising:

a recording device ~~that~~ capable of performing ~~performs~~ actions comprising:

receiving purchased programming;

recording the purchased programming;

communicating instructions with a programming delivery mechanism; and

verifying to the programming delivery mechanism that the recording device is programmed to record a particular purchased program.

32. (Original) The system of claim 31, wherein the actions performed by the recording device further comprise displaying the particular purchased program.

33. (Original) The system of claim 31, wherein the actions performed by the recording device further comprise decoding the purchased programming.

34. (Original) The system of claims 31, 32 or 33, wherein the actions performed by the recording device further comprise encoding the particular purchased program.

35. (Currently Amended) A method for ensuring the recording of ~~purchased~~ programming, the method comprising:

placing an order ~~for purchased~~ to purchase selected programming;

~~verifying that~~ determining whether a recording device is programmed to record the ~~purchased~~ selected programming; and

if it is not verified that the recording device is programmed to record the selected programming either:

canceling the order,

attempting to reschedule the order, or

notifying the entity which placed the order.

36. (Original) The method of claim 35, wherein the recording device is a digital video recorder.

37. (Original) The method of claim 35, wherein the order is placed over the Internet.

38. (Currently Amended) The method of claim 35, further comprising sending the order to a distributor of the ~~purchased~~ selected programming.



39. (Currently Amended) The method of claim 35, further comprising instructing the recording device to record the ~~purchased~~ selected programming.

40. (Currently Amended) The method of claim 35, wherein the verifying includes determining that the recording device cannot transfer the selected program to any other device.